

## UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office Address: COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

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|----------------|--------------------------|------------------|-------|------------------------|-----------------|--|
| SERIAL NUMBER  | FILING DATE              | FIRST NAMED APPL | ICANT | ATT                    | ORNEY DOCKET NO |  |
| 08/962,        | 971 10/2                 | 7/97 GHALY       |       | N                      | 1025-002P/J     |  |
| _              |                          |                  | _     | EXA                    | MINER           |  |
| JAY A. BONDELL |                          |                  | ı     | O NEI                  | o NEILL,M       |  |
|                |                          | GROSS & BONDELL  |       | ART UNIT               | PAPER NUMBER    |  |
| 230 PAR        | K AVENUE-S<br>K NY 10169 | TE. 2200         | •     | 3713                   | 25              |  |
| L NEW TORK     | N 141 TOTOL              |                  |       | DATE MAILED:           | 07/20/99        |  |

Please find below a communication from the EXAMINER in charge of this application.

Commissioner of Patents

In view of concurrent litigation, and in order to avoid duplication of effort between the two proceedings, action in this reissue application is STAYED until such time as it is evident to the examiner that (1) a stay of the litigation is in effect, (2) the litigation has been terminated, (3) there are no significant overlapping issues between the application and the litigation, or (4) applicant requests that the application be examined.

Applicant is reminded of the continuing obligation under 37 CFR 1.56 to timely apprise the Office of any litigation information, or other prior or concurrent proceeding, involving Patent No., which is material to patentability of the claims under consideration in this reissue application. This obligation rests with each individual associated with the filing and prosecution of this application for reissue. See MPEP §§ 1404, 1442.01 and 1442.04.

Any inquiry concerning the specifics of this communication should be directed to **Examiner Michael O'Neill**, who can be reached Monday through Thursday. Inquiries of a general nature should be directed to the Technology Center 3700 receptionist. Official responses can be filed 24 hours a day to the Official fax number listed below, subject to the provisions of 37 C.F.R. 1.6(d). Unofficial faxes which are intended to be seen by the Examiner should be sent to the Unofficial Fax number below; it is strongly suggested that the Examiner be contacted directly at the time of sending any Unofficial Fax.

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MICHAEL O'NEILL PRIMARY EXAMINER

-MIC MCC